

**United States Court of Appeals**  
***For The Eighth Circuit***  
Thomas F. Eagleton U.S. Courthouse  
111 South 10th Street, Room 24.329  
**St. Louis, Missouri 63102**

**Michael E. Gans**  
***Clerk of Court***

**VOICE (314) 244-2400**  
**FAX (314) 244-2780**  
[www.ca8.uscourts.gov](http://www.ca8.uscourts.gov)

March 06, 2020

Gabriel Gonzalez  
FEDERAL CORRECTIONAL INSTITUTION  
30515-112  
P.O. Box 9000  
Forrest City, AR 72336-9000

RE: 19-2683 Gabriel Gonzalez v. Gene Beasley, et al

Dear Mr. Gonzalez:

The court today issued an opinion in this case. Judgment in accordance with the opinion was also entered today. The opinion will be released to the public at 10:00 a.m. today. Please hold the opinion in confidence until that time.

Please review [Federal Rules of Appellate Procedure](#) and the [Eighth Circuit Rules](#) on post-submission procedure to ensure that any contemplated filing is timely and in compliance with the rules. Note particularly that petitions for rehearing and petitions for rehearing en banc must be received in the clerk's office within 45 days of the date of the entry of judgment. Counsel-filed petitions must be filed electronically in CM/ECF. Paper copies are not required. No grace period for mailing is allowed, and the date of the postmark is irrelevant, for pro-se-filed petitions. Any petition for rehearing or petition for rehearing en banc which is not received within the 45 day period for filing permitted by FRAP 40 may be denied as untimely.

Michael E. Gans  
Clerk of Court

CRJ

Enclosure(s)

cc: Ms. Stacey E. McCord  
Mr. Jim McCormack

District Court/Agency Case Number(s): 2:18-cv-00091-BSM

**United States Court of Appeals**  
**For the Eighth Circuit**

---

No. 19-2683

---

Gabriel Gonzalez

*Plaintiff - Appellant*

v.

Gene Beasley, Warden, Forrest City Low; Carlos Rivera, Warden, Forrest City  
Low; Susan Gaither-Miller, Associate Warden's Secretary, Forrest City Low;  
Michael Kruger, Assistant Health Services Administrator; Does

*Defendants - Appellees*

---

Appeal from United States District Court  
for the Eastern District of Arkansas - Helena

---

Submitted: March 3, 2020  
Filed: March 6, 2020  
[Unpublished]

---

Before LOKEN, BEAM, and COLLOTON, Circuit Judges.

---

PER CURIAM.

Federal inmate Gabriel Gonzalez appeals the district court's<sup>1</sup> adverse grant of summary judgment in his pro se civil rights action. Having carefully reviewed the record and the arguments on appeal, we conclude that summary judgment was properly granted for the reasons stated by the district court. See Johnson v. Blaukat, 453 F.3d 1108, 1112 (8th Cir. 2006) (standard of review). Accordingly, we affirm. See 8th Cir. R. 47B.

---

---

<sup>1</sup>The Honorable Brian S. Miller, United States District Judge for the Eastern District of Arkansas, adopting the report and recommendations of the Honorable Jerome T. Kearney, United States Magistrate Judge for the Eastern District of Arkansas.

## Abigail Temple

---

**From:** ca08ml\_cmecf\_Notify@ca8.uscourts.gov  
**Sent:** Friday, March 6, 2020 8:32 AM  
**Subject:** 19-2683 Gabriel Gonzalez v. Gene Beasley, et al "per curiam opinion filed" (2:18-cv-00091-BSM)

**\*\*\*NOTE TO PUBLIC ACCESS USERS\*\*\*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing.

### Eighth Circuit Court of Appeals

#### Notice of Docket Activity

The following transaction was filed on 03/06/2020

**Case Name:** Gabriel Gonzalez v. Gene Beasley, et al  
**Case Number:** [19-2683](#)  
**Document(s):** [Document\(s\)](#)

#### Docket Text:

PER CURIAM OPINION FILED - THE COURT: James B. Loken, C. Arlen Beam and Steven M. Colloton (UNPUBLISHED) [4888604] [19-2683] (Clifford Jackson)

#### Notice will be electronically mailed to:

Mr. Jim McCormack, Clerk of Court: [ared\\_appeals@ared.uscourts.gov](mailto:ared_appeals@ared.uscourts.gov)

Ms. Stacey E. McCord, Assistant U.S. Attorney: [stacey.mccord@usdoj.gov](mailto:stacey.mccord@usdoj.gov), [vanessa.collins@usdoj.gov](mailto:vanessa.collins@usdoj.gov), [maria.altadonna@usdoj.gov](mailto:maria.altadonna@usdoj.gov) (*daily summary*)

#### Notice will be mailed to:

Gabriel Gonzalez  
FEDERAL CORRECTIONAL INSTITUTION  
P.O. Box 9000  
Forrest City, AR 72336-9000

The following document(s) are associated with this transaction:

**Document Description:** Counsel Opinion Letter

**Original Filename:** /opt/ACECF/live/forms/CliffordRJackson\_192683\_4888604\_CounselOpinionLetters\_285.pdf

#### Electronic Document Stamp:

[STAMP acecfStamp\_ID=1105112566 [Date=03/06/2020] [FileNumber=4888604-1]

[a3facb80269d9d0ea6e37304a177c7467a8ba8c2821e5982fd5c20d6b1635ece5195ab3df8deddce21da2b119c19171d4668e9c0d26a4c33a7d369550c252ed3]]

#### Recipients:

- [Gabriel Gonzalez](#)
- [Ms. Stacey E. McCord, Assistant U.S. Attorney](#)
- [Mr. Jim McCormack, Clerk of Court](#)

**Document Description:** Unpublished PC Opinion

**Original Filename:** 192683U.pdf

**Electronic Document Stamp:**

[STAMP acecfStamp\_ID=1105112566 [Date=03/06/2020] [FileNumber=4888604-0]

[8db8fd54986e3853ad5da1be55d6c56624431174a794a15d623cc892ec3b96889fa4f5d45dda240d830f60ab4fe15d7760c8e02e7cd794f7fec2d7c7eafa5662]]

The following information is for the use of court personnel:

**DOCKET ENTRY ID:** 4888604

**RELIEF(S) DOCKETED:**

not for publication

**DOCKET PART(S) ADDED:** 6485574, 6485575, 6485576